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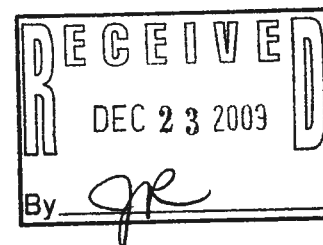
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December 23, 2009

VIA E-MAIL krispeterson@utah.gov and HAND DELIVERY



Utah Department of Transportation
Attn: Kris Peterson, Director of Construction & Materials
4501 South 2700 West, Box 148220
Salt Lake City, UT 84119

**Re: Notice of Protest Regarding Award
I-15 Corridor Expansion
Project No. MP-I15-6(178)245**

Dear Mr. Peterson:

This letter is a follow up to the Notice of Protest Regarding Award ("Protest") which was filed with the Utah Department of Transportation ("UDOT") yesterday. We have received confirmation from you that the Protest has been received. We have now been informed that UDOT has signed the contract for the above referenced project with Provo River Constructors.

Notwithstanding the signing of the contract, this letter is to confirm that UDOT, pursuant to the Instructions to Proposers and Utah Code Annotated § 63G-6-801 et seq., will not take any further action with respect to the contract and/or the Project until the Protest has been fully resolved. If UDOT does not plan to follow the ITP or the Utah Code in this regard, please respond immediately along with the basis for its noncompliance.

We look forward to working with you as the Protest is reviewed and resolved.

Sincerely,
BABCOCK SCOTT & BABCOCK

Kent B. Scott

cc: Terry Poole, FSZ Joint Venture
Frank Rapoport, McKenna Long & Aldridge LLP
Dai Hawks, UDOT, dhawks@utah.gov and U.S. Mail



State of Utah

GARY R. HERBERT
Governor

GREG BELL
Lieutenant Governor

DEPARTMENT OF TRANSPORTATION

JOHN R. NJORD, P.E.
Executive Director

CARLOS M. BRACERAS, P.E.
Deputy Director

December 23, 2009

Kent B. Scott
Babcock, Scott and Babcock
Washington Federal Plaza
505 East 200 South, Suite 300
Salt Lake City, Utah 84102

**Re: Protest by Flatiron/Skanska/Zachry ("FSZ")
I-15 CORE, Project No. MP-I15-6(178)245**

Dear Mr. Scott:

Utah Department of Transportation ("UDOT") has received FSZ's Protest. John R. Njord is the head of the purchasing agency pursuant to Utah Code Ann. Section 63G-6-801 and will be rendering the decision concerning your Protest. Please direct all further communications or correspondence through his office.

In an effort to render a prompt decision, Mr. Njord requests an informal meeting with FSZ. At this informal meeting, FSZ will have the opportunity to present its arguments concerning UDOT's alleged failure to follow the process as outlined in Instructions to Proposers ("ITP"). Mr. Njord has agreed to meet for two hours on one of the following dates: December 28, 29 or 30, 2009. Please notify Diane Josie, Executive Assistant, of your availability on these dates. Her number is (801) 965-4027.

During this informal meeting, Mr. Njord will only be available to listen to your arguments and concerns about UDOT's alleged failure to follow the process set forth in the ITP. Mr. Njord may also ask questions about the information presented to him.

Sincerely,

Kris T. Peterson, P.E.
Director of Construction Materials

cc: John R. Njord, Executive Director
Terry Poole, FSZ Joint Venture
Dai Hawks, Project Director
Renee Spooner, Assistant Attorney General